

Ex 17

AFFIDAVIT OF TRACY PIERCE ASH

NOW COMES Tracy Pierce Ash of 81 Dells Road, Littleton, NH and upon oath states as follows:

1. I was close friends with Michele Walker, Plaintiff, during much of the 80's and into the 90's. During the later years, we were friendly but did not socialize together.
2. I am acquainted with Lisa Towle. During part of 2007 and 2008 I dated her ex-husband Aldis Wright, Jr.
3. Prior to April 18, 2008, whenever Aldis and I would see Lisa, with or without the children, she would make a scene, including yelling, and harassing phone calls. Also, see April 21, 2012 Stalking Petition attached hereto as Attachment 1.
4. On April 18, 2008 Ms. Towle appeared while we were accessing the ATM at Woodsville Guaranty Savings Bank on Meadow Street in Littleton. After following us around this parking lot, she pulled up beside my truck to yell, scream obscenities (including the F-word), and called repeatedly on her cell phone. The calls were not about visitation, as Mr. Wright did not have regular visitation with his children. I believe the calls were about a small med co-pay. Ms. Towle seemed out of control to me.
5. I cautiously proceeded to leave the parking lot and then approached I-91 and drove at an estimated 65 MPH. At times Ms. Towle was following us and was only one vehicle length behind us, which was a dangerous situation. I exited the off ramp in Franconia/Sugar Hill. This was when Ms. Towle was pulled over by the Sugar Hill Police. During this time she had her daughter with her in the car.
6. Aldis and I proceeded in order to avoid further incidents with her. However, after being stopped by the police, Ms. Towle followed us to the restaurant we had stopped at, and a

policeman actually came into the restaurant to see Aldis to confirm whether he was supposed to have his daughter for visitation. Aldis was not supposed to have visitation that day and had not had visitation with his children for some time.

7. Sometime shortly prior to April 18, 2008, I believe Lisa Towle and/or her children vandalized a vehicle owned by Aldis Wright while on my property. Words such as “liar” (but misspelled) were painted on the windshield of Aldis’ truck. As a result of her behavior, I had security lights installed at my property.

8. On or about April 21, 2008 I filed a stalking petition against Lisa Towle, which is attached hereto as Attachment A. I stand by all of the facts which I affirmed therein.

9. Michele Walker signed verifying my petition. I told Ms. Walker that Ms. Towle had been out of control, and about the details of the stalking petition, the incident in which I believe Ms. Towle and her son trespassed on my property to write on a vehicle, and her angry outbursts even with her child/children present.

10. Although the Stalking Petition was denied because the judge only found one incident directed towards me, he made a specific factual finding for me to be able to use should it become necessary in the future.

11. As stated on AOC #2485, the Court found “22. *Other: A specific finding is made that the defendant stalked the petitioner on April 18th when the petitioner in her own vehicle, was dangerously followed by the defendant. The other allegations either do not rise to the level of stalking, or were directed at Aldis Wright and not the petitioner. No final orders issued the statutory minimum has not been met.*” A true and accurate copy of my Stalking Petition of April 21, 2008 is attached hereto, as Attachment A, AOC #2479-2085. The Bates and AOC page

numbers were not part of the original document. The order above is numbered p. 3/5 on the bottom, but I am uncertain what pages 4/5 and 5/5 would have been.

12. At the conclusion of the stalking hearing, at which Ms. Towle did not testify, she laughed loudly, which I can only best describe as psychotically, as it was very out of place.

13. On or about 9.28.09 I called Littleton District Court to find out how to transfer my divorce case out of that venue, as I was not comfortable with Lisa Towle having access to my personal information, given that I had filed a stalking petition against her. I spoke to Brenda Knapp she told me Michele was on leave and I could probably reach her at home.

14. Reportedly, shortly thereafter Ms. Towle called her ex-husband, Aldis Wright's cell phone three times within 30 minutes stating *"If any of this gets around the school or around town, except for those who support me or Brendon, I'll know where it came from. It won't be a good thing."*

15. On at least one occasion in 2008, when Ms. Towle would come upon us in her car while we were walking, she pulled over and yelled at us, including obscenities.

16. After Michele Walker left work in August 2009, she and I discussed Lisa Towle. Michele indicated that she was afraid of Ms. Towle. She also told me that she could not go into detail as everything was very confidential.

17. Other circumstances pertinent to Lisa Towle are contained in my November 27, 2009 letter to Sargent Tyler. Said letter is attached hereto as Attachment B, which is a true and accurate copy, except that I signed the one I sent to Officer Tyler. I stand by my statements in that letter.

18. I have known Michele Walker over the last three decades, sometimes being close friends, and sometimes merely happening to meet in public. She was always an honest person,

and above reproach. She was highly respected in the Town of Littleton, as well as loyal and proud of her position as Clerk of the Littleton District Court.

FURTHER AFFIANT SAYETH NOT.

/s/ TRACY PIERCE ASH
Tracy Pierce Ash

STATE OF NEW HAMPSHIRE
COUNTY OF GRAFTON

Personally appeared Tracy Pierce Ash, on this 14th day of November 2012, and upon oath affirmed that the above facts are true and accurate to the best of her knowledge and belief, before me.

/s/ LISA J. COLBY
Commissioner of Deeds
My commission expires: 10/06/2015

THE STATE OF NEW HAMPSHIRE

JUDICIAL BRANCH

STALKING

FINAL ORDER OF PROTECTION

Case Number: 469 2008-CV-49

PNO Number: 4690800007

Court: Plymouth District Court

Court ORI: NH005111J

County: Grafton

Address: 26 Green Street

Plymouth, NH 03264

PLAINTIFF

First	Middle	Last	Date of Birth	Sex	Race
Tracy	Pierce	Ash	8/23/1969	<input type="checkbox"/> M <input checked="" type="checkbox"/> F	White

PLAINTIFF IDENTIFIERS

V.

DEFENDANT

First	Middle	Last
Lisa		Towle

DEFENDANT'S ADDRESS:

264 Cottage Street

Littleton, NH 03561

DEFENDANT IDENTIFIERS

DOB	3/4/1971	HEIGHT	
SEX	female	WEIGHT	
RACE	white	EYES	
State/Birth		HAIR	

RELATIONSHIP to PLAINTIFF

- ☐ Married
☐ Divorced
☐ Separated
☐ Cohabit / cohabited
☐ Child in common
☐ Household member
☒ Other Dating Ex-Husband

CAUTION

- ☐ Brady qualified
☐ Weapon involved
☐ Weapon is ordered to be relinquished pursuant to New Hampshire state law RSA 173-B

DISTINGUISHING FEATURES:

SKIN TONE _____
 SCARS, MARKS, TATTOOS: _____
 Location and description _____
 DRIVER'S LICENSE#: _____
 STATE _____ EXP DATE _____
VEHICLE INFO:
 YEAR _____ STYLE _____
 MAKE Tahoe COLOR Pewter
 MODEL Chevy
 VIN # _____

WARNING: The attached order shall be enforced, even without registration, by the courts of any state, the District of Columbia, and any U.S. Territory, and may be enforced on Tribal Lands (18 U.S.C. section 2265). Crossing state, territorial, or tribal boundaries to violate this order may result in federal imprisonment (18 U.S.C. section 2262). Federal law provides penalties for possessing, transporting, shipping, or receiving any firearm or ammunition (18 U.S.C. Section 922(g)(8)).

The court has found as evidenced by this order:

That it has jurisdiction over the parties and subject matter, and the defendant has been provided with actual notice and opportunity to be heard.

This Order of Protection is in effect from

to

for the plaintiff above.

- ☐ The above named defendant is restrained from committing further acts of abuse or threats of abuse.
☐ The above named defendant shall not have any contact with the plaintiff, whether in person or through third persons, including but not limited to contact by telephone, letters, fax, e-mail, the sending or delivery of gifts or any other method unless specifically authorized by the court. The defendant is prohibited from coming within _____ feet _____ yards of the plaintiff.

Case Name: Ash V TowleCase Number: 469 2008-CV-49PNO: 4690800007**STALKING FINAL ORDER**

The court, having jurisdiction over the parties and subject matter under New Hampshire RSA 633:3-a (Stalking), having considered the plaintiff's Stalking Petition and having conducted a hearing on _____ of which the defendant received actual notice, and was ☐ / was not ☐ present, hereby finds that:

☐ The plaintiff has NOT been stalked: CASE DISMISSED.

☐ The plaintiff failed to appear: CASE DISMISSED. The defendant: ☐ appeared ☐ failed to appear

☐ The plaintiff has been stalked as defined in RSA 633:3-a, and finds and makes the following final orders:

PROTECTIVE ORDERS:

1. ☐ The defendant shall not abuse the plaintiff.
2. ☐ The defendant shall not have any contact with the plaintiff, whether in person or through third persons, including but not limited to contact by telephone, letters, fax, e-mail, the sending or delivery of gifts or any other method unless specifically authorized by the court. The defendant is prohibited from coming within _____ feet/yards of the plaintiff.
3. ☐ The plaintiff shall have exclusive use and possession of the parties' residence unless Paragraph 13 is checked.
4. ☐ The defendant shall not enter the premises and curtilage where the plaintiff resides, except when the defendant is accompanied by a peace officer and, upon reasonable notice to the plaintiff, is allowed entry by the plaintiff for the sole purpose of retrieving toiletries, medication, clothing, business equipment, and any other items as determined by the court:
5. ☐ The defendant shall not contact the plaintiff at or enter upon plaintiff's place of employment or school, or as further specified herein: _____
6. ☐ The defendant is restrained from abusing plaintiff's household members, or plaintiff's relatives (regardless of their place of residence), or engaging in any other conduct which would place the plaintiff in reasonable fear of bodily injury to the plaintiff or the plaintiff's household members or relatives.
7. ☐ The defendant shall not use, attempt to use or threaten to use physical force against the plaintiff or the parties' child(ren) which would reasonably be expected to cause bodily injury.
8. ☐ The defendant shall not take, convert or damage any property in which the plaintiff has a legal or an equitable interest.
9. ☐ The defendant shall relinquish to a peace officer all firearms and ammunition in his/her control, ownership or possession, and the defendant is prohibited from purchasing or obtaining any firearms or ammunition during the pendency of this order.
10. ☐ The defendant shall also relinquish all deadly weapons as defined in RSA 625:11, V which may have been used, intended to be used, threatened to be used, or could be used in an incident of abuse. These weapons may include the following: _____
11. ☐ The defendant shall not follow the plaintiff or appear in proximity to the residence, place of employment or school of the plaintiff, or follow or appear at any other place where the plaintiff may be.
12. ☐ Other protective orders _____

FURTHER ORDERS:

13. ☐ The court finds that the defendant exclusively owns or leases and pays for the premises located at _____ and that the defendant has no legal duty to support the plaintiff or minor children. Therefore, the defendant shall have exclusive access, use and possession of the premises (including household furniture and furnishings).

Case Name: Ash V TowleCase Number: 469 2008-CV-49PNO: 4690800007**STALKING FINAL ORDER**

However, the plaintiff may enter in and on said premises with a peace officer for the sole purpose of removing the plaintiff's personal possessions.

14. ☐ The plaintiff is awarded custody of the minor child(ren).

15. ☐ Visitation of children:

☐ See attached visitation order.

☐ No visitation pending further hearing.

☐ Unsupervised.

☐ Supervised by _____

☐ Days and times: _____

☐ Pick up/Drop off at: _____

Restrictions: _____

16. ☐ The defendant shall pay child support to the plaintiff. (See Uniform Support Order (USO) attached.)

17. ☐ The plaintiff shall have use of the following vehicle:

Make _____ Model _____ Year _____

18. ☐ The defendant shall have use of the following vehicle:

Make _____ Model _____ Year _____

19. ☐ The defendant shall pay to the plaintiff the amount of \$ _____ for losses suffered as a direct result of the abuse, and \$ _____ for attorney's fees.

20. ☐ The defendant is directed to attend: ☐ a batterer's intervention program and/or ☐ personal counseling for a period of _____ months/year.

The defendant shall provide proof of attendance to the Court at monthly intervals.

21. ☐ The defendant shall relinquish all concealed weapons permits and hunting licenses.

22. ☒ Other: A specific finding is made that the defendant stalked the petitioner on April 18th when the petitioner, in her own vehicle, was dangerously followed by the defendant. The other allegations either do not rise to the level of stalking or, were directed at Aldis Wright and not the petitioner. No final orders issued the statutory minimum has NOT been met.

April 28, 2008
Date

603 536-3326

Telephone Number of Court

Signature of Judge

DAVID L. KENT

Print / Type Name of Judge

THESE ORDERS ARE EFFECTIVE IMMEDIATELY AND REMAIN IN EFFECT FOR ONE YEAR. THE ORDERS MAY BE EXTENDED BY ORDER OF THE COURT UPON MOTION BY THE PLAINTIFF, SHOWING GOOD CAUSE, WITH NOTICE TO THE DEFENDANT. BOTH PARTIES SHALL ENSURE THAT THE COURT HAS A CURRENT ADDRESS DURING THE PENDENCY OF THESE ORDERS.

ANY WILLFUL VIOLATION OF THE PROTECTIVE PROVISIONS OF THESE ORDERS IS A CRIME AS WELL AS CONTEMPT OF COURT. VIOLATIONS SHALL RESULT IN ARREST AND MAY RESULT IN IMPRISONMENT.

The State of New Hampshire

JUDICIAL BRANCH STALKING PETITION PURSUANT TO RSA 633:3-a

PNO _____

GRAFTON County

Court _____

Case/Docket No. _____

IN THE MATTER OF

Tracy Pierce Ash

v.

Lisa Towle

(Plaintiff's Name)

(Defendant's Name)

(DOB) _____

RELATIONSHIP to DEFENDANT

- ☐ married
☐ separated
☐ divorced
☐ cohabits/cohabited
☐ child in common

☐ household member
☒ other Dating
ex-husband

(Street)

Littleton NH 03561

(City/State/Zip)

(SSN) _____

TO THE JUSTICE OF THE COURT: I believe I am being stalked by the Defendant. I base my request for protection from stalking on the following facts which occurred on the following dates, and ask the Court to issue orders as noted below:

April 18, 2008 Abdis Wright, Jr and I were at Woodsville Guaranty Savings Bank located on Meadow Street in Littleton. Abdis returned from the ATM to my truck and advised me his ex-wife Lisa Towle was following us. I turned

SEE ATTACHED ADDITIONAL PAGE(S)

The Defendant and I are currently involved in or have received orders in the following court actions:

- ☐ divorce ☐ custody ☐ protective order ☒ none ☐ other _____

Please list the court(s) handling the case(s): _____

Are you represented by a lawyer in any of these matters? ☐ yes ☒ noResidence: ☒ own ☐ rent ☐ in whose name? Tracy Pierce Ash

Children living in household:

NAME	DOB	BIRTH PARENTS	SSN	WHO HAS CUSTODY?
<u>Tyler C. Ash</u>	<u>6/22/93</u>	<u>Tracy Ash / Clinton Ash</u>	_____	<u>Tracy Ash</u>

I have suffered the following financial losses as a result of the abuse: ☐ medical/dental/optical expenses
☐ loss of wages ☐ loss of personal property ☐ other (explain) _____

REQUEST FOR PROTECTIVE ORDERS:

- ☒ Restrain the Defendant from abusing me, having any contact with me, whether in person or through third persons, including but not limited to contact by telephone, letters, fax, e-mail, the sending or delivery of gifts or any other method, unless specifically authorized by the Court.
- ☒ Restrain the Defendant from following me or appearing in proximity to my residence, place of employment or school, or following or appearing at any other place where I may be.
- ☐ Restrain the Defendant from entering in or on the premises (including curtilage) where I reside except with a peace officer for the purpose of removing Defendant's personal possessions.
- ☒ Restrain the Defendant from abusing my relatives or members of my household.
- ☒ Restrain the Defendant from taking, converting or damaging property in which I have a legal or equitable interest.
- ☒ Direct the Defendant to temporarily relinquish to a peace officer any firearms or other deadly weapons, including _____
- ☐ Award temporary custody of our minor child(ren) to me.

REQUEST FOR ADDITIONAL ORDERS AT THE TIME OF THE FINAL HEARING:

- ☐ Direct the Defendant to make child support payments to me for the care of our minor children.
- ☐ Direct the Defendant to follow a court approved visitation plan if Defendant wishes to exercise child visitation rights.
- ☐ Award me the exclusive right of use and possession of our residence and household furnishings.
- ☐ Award me the exclusive right of use and possession of the following vehicle: _____
- ☐ Order the Defendant to pay me for financial losses suffered as a direct result of the abuse.
- ☐ Direct the Defendant to attend an approved batterers treatment program or personal counseling.
- ☐ Other relief: _____

I swear that the foregoing information is true and correct to the best of my knowledge. I understand that making a false statement on this petition will subject me to criminal penalties.

Date 4/21/08

Subscribed and sworn by Plaintiff, before me.

Date 4/21/08

Tracy Pierce Ash
 Plaintiff Signature
Nichelle M. Boutin
 Justice of the Peace/Notary Public

The State of New Hampshire

JUDICIAL BRANCH DOMESTIC VIOLENCE / STALKING PETITION

Additional Page For Statement Of Facts

Grafton County

PNO _____

_____ Court

_____ Case/Docket No.

IN THE MATTER OF

Tracy Pierce Ash

(Petitioner's Name)

v.

Lisa Towle

(Respondent's Name)

and noticed her vehicle, occupied by her driving and one of their minor children. Both Lisa and her daughter were yelling out of the windows, calling Aldis' telephone. We attempted to leave the parking area to remove ourselves from the situation. Lisa pulled up beside my truck (drivers side) while hollering yelling continued, following my vehicle extremely close from Meadow Street, Main Street I-91 South. Aldis answered the phone asked his daughter what they wanted and asked them to stop following us and to leave us alone. He also said that "Tracy will call the cops." We exited the highway at the first Sugar Hill / Franconia Exit and Lisa continued chasing us. By Coffin Pond location we met a cop who flashed his lights just as we were beside him. We figured he would

I swear that the foregoing information is true and correct to the best of my knowledge. I understand that making a false statement on this petition will subject me to criminal penalties.

4/21/08

Date

Tracy Pierce Ash

Plaintiff Signature

Subscribed and sworn by Plaintiff, before me.

4/21/08

Date

Michelle M. Boutin

Justice of the Peace / Notary Public

The State of New Hampshire

JUDICIAL BRANCH
DOMESTIC VIOLENCE / STALKING PETITION

PNO _____

Additional Page For Statement Of Facts

Grafton County

Court _____

Case/Docket No. _____

IN THE MATTER OF

Tracy Pierre Ath
(Petitioner's Name)

Lisa Towle
(Respondent's Name)

pull the vehicle tailgating us over. We discussed whether we should continue with our plans as I didn't want any further issue arising with Lisa. After arriving at our destination + meeting with our friends a Francoeur Police Officer Fowler came looking for Aldis. After Aldis returned to our table he stated Officer Fowler would request Lisa to leave the premises. Apparently she had continued to follow us with her daughter. Lisa has on other occasions driven by us numerous times while walking my dog. During the period also called + text messaged Aldis' phone, for no particular reason, merely to harass us. Also another incident she and her daughter drove into Dad's gas station while Aldis and I were getting fuel yelled, screamed out the windows giving the finger to us.

I swear that the foregoing information is true and correct to the best of my knowledge. I understand that making a false statement on this petition will subject me to criminal penalties.

4-21-08
Date

Tracy Pierre Ath
Plaintiff Signature

Subscribed and sworn by Plaintiff, before me.

4.21.08
Date

Michelle M. Boutin
Justice of the Peace / Notary Public

The State of New Hampshire

JUDICIAL BRANCH DOMESTIC VIOLENCE / STALKING PETITION

PNO _____

Additional Page For Statement Of Facts

GRAFTON County

Court

Case/Docket No.

IN THE MATTER OF

Tracy Pierce Ash

v.

Lisa Towle

(Petitioner's Name)

(Respondent's Name)

Another circumstance while Aldis' truck was on my property someone wrote on the windshield. It appears that Lisa's behavior is becoming more and more unpredictable and I have concern for my safety as well as my son witnessing this behavior and his well being.

Based on the foregoing incidents I fear my safety as I feel I can not appear in public with my boyfriend with being harassed or stalked. Additionally, the behavior is increasingly risking my safety. I am very uncomfortable walking alone with my dog as well as walking to the court to fill out this document.

ST 0114 80.7744

I swear that the foregoing information is true and correct to the best of my knowledge. I understand that making a false statement on this petition will subject me to criminal penalties.

4-21-08

Date

Tracy Pierce Ash

Plaintiff Signature

Subscribed and sworn by Plaintiff, before me.

4.21.08

Date

Michelle M. Boutin

Justice of the Peace / Notary Public

STALKING 633:3-a -- DEFENDANT INFORMATION SHEET

TO BE COMPLETED BY THE PLAINTIFF: (Please Print)

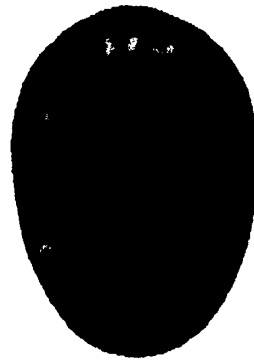
PLAINTIFF INFORMATION Sex: F Race: White Date of Birth: 08/23/69

DEFENDANT INFORMATION

NAME: <u>Lisa Towle</u>		LICENSE PLATE: Number: <u>WATCH ME</u>	
DATE OF BIRTH:	SKIN TONE:	State of issue: <u>NH</u>	
SEX: <u>F</u>	SCARS, MARKS, TATTOOS: (location and description)	Year of Expiration:	
RACE: <u>White</u>		Type of plate:	
STATE OF BIRTH:		VEHICLE: VIN:	
HEIGHT:	SSN:	Year of vehicle: <u>?</u>	
WEIGHT:	DRIVERS LICENSE: Number:	Model: <u>Chevy</u>	
EYE COLOR:		Style: <u>Tahoe</u>	
HAIR COLOR:		Color: <u>Pewter</u>	
	State:		
	Year of Expiration:		

COURT ORI: <u>HH005101J</u>		PNO NUMBER: <u>454 001</u>	
Issue: <input type="checkbox"/> Modify: <input type="checkbox"/> Cancel: <input type="checkbox"/> Transfer: <input type="checkbox"/>		Issue: <input type="checkbox"/> Modify: <input type="checkbox"/> Cancel: <input type="checkbox"/> Transfer: <input type="checkbox"/>	
Caution indicator: <input type="checkbox"/> Yes <input type="checkbox"/> No		Caution indicator: <input type="checkbox"/> Yes <input type="checkbox"/> No	
Date of Issue:		Date of Issue:	
Expiration Date:		Expiration Date:	
BRADY indicator: <input type="checkbox"/> Yes <input type="checkbox"/> No		BRADY indicator: <input type="checkbox"/> Yes <input type="checkbox"/> No	
If order 1 intact - check 1		If order 1 intact - check 1	
If order 2 intact - check 1 & 4		If order 2 intact - check 5	
If order 3 intact - check 5		If order 3 intact - check 3	
If order 4 intact - check 4		If order 4 intact - check 4	
If order 5 intact - check 4		If order 5 intact - check 4	
If order 6 intact - check 1 & 2		If order 6 intact - check 1 & 2	
If order 9 intact - check 7		If order 7 intact - check 1 & 2	
If order 10 intact - check 7		If order 9 intact - check 7	
		If order 10 intact - check 7	
		If order 11 intact - check 1 & 4	
1 2 3 4 5 6 7		1 2 3 4 5 6 7	
PCO <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>		PCO <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	
<input type="checkbox"/> WEAPONS:		<input type="checkbox"/> WEAPONS:	
<input type="checkbox"/> DEFENDANT HAS CUSTODY:		<input type="checkbox"/> DEFENDANT HAS CUSTODY:	
<input type="checkbox"/> OTHER:		<input type="checkbox"/> OTHER:	

Littleton Police Department
264 Cottage Street
Littleton, NH 03881
(603)444-7711 FAX: (603)444-1713



Fax

To: Clerk of Court	From: Sgt. Chris Tyler
Fax: 538-3241	Pages: 2 including Face Sheet
Phone:	Date: April 21, 2008
Re: Lisa Towle Stalking Order	CC:

Urgent	For Review X	Please Comment	Please Reply
---------------	---------------------	-----------------------	---------------------

• **Comments:**

Please contact us should you need any further assistance.

Sergeant Chris Tyler
Littleton Police Department
(603)-444-7711 ext.24
ctyler@littletonnh.org

NOTICE

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THE STATE OF NEW HAMPSHIRE
PLYMOUTH DISTRICT COURT
26 GREEN STREET
PLYMOUTH, N. H. 03264
(603) 536-3326

FAX FORM

DATE:

4-21-08

TO:

Brenda

ADDRESS:

TELEPHONE NUMBER:

FAX/TELECOPIER NUMBER:

444-0681

FROM:

Ryann

Number of pages, including this cover:

Message:

* Hi Brenda- I'm very sorry
that this took so long- it's
been extremely busy here this
am.

* Please note- we will need ~~_____~~

If you do not receive all of the pages sent please call (603)
536-3326.

Our address for our records for
Fax number: (603) 536-3241

Ms. Tade

* Thank-you & please call me when
you have a moment regarding
service.

DOMESTIC VIOLENCE ORDER TRANSMISSION COVER SHEET

Date: April 21, 2008

Staff Person's Name: _____

☒ **FAXED TO:**

POLICE DEPARTMENT

☐ **MAILED TO:**

FAX #: _____

Number of pages: (Including Transmission Cover Sheet): _____

COURT NAME: Plymouth District Court

CASE NUMBER: _____

COURT PHONE #: (603) 536-3326

ORDER TYPE:

- ☐ Petition and Temporary Order
- ☐ Final Order of Protection for 1 Year
- ☐ Final Order Renewed for 1 Year
- ☐ Modification of Orders
- ☐ Addition or Change in Defendant ID Info (see below)
- ☐ Case Dismissed or Withdrawn
- ☐ Transfer from _____ District Court to
_____ Superior Court
District Court # _____ Superior Court # _____

DEFENDANT ID INFORMATION:

NAME: _____

MISCELLANEOUS INFORMATION:

DOB: _____

HEIGHT: _____

WEIGHT: _____

EYE COLOR: _____

HAIR COLOR: _____

RACE: _____

GENDER: _____

THE STATE OF NEW HAMPSHIRE JUDICIAL BRANCH

Plymouth District Court
26 Green Street
Plymouth, NH 03264

Telephone: (603) 536-3326
TTY/TDD Relay: (800) 735-2964
<http://www.courts.state.nh.us>

DOMESTIC VIOLENCE OR STALKING RETURN OF SERVICE

Pursuant to RSA 633:3-a or 173-B

Case Number: 08-cv-49

PNO _____

Tracy Pierce Ash

V. Lisa Towle

Plaintiff

Defendant

Def Date of Birth _____

☐
Obtained

Defendant's DOB _____

☐
Obtained

Defendant's SSN _____

Service was completed on the within named _____

by giving in hand on _____ at _____ a.m./p.m. an attested copy of the attached order.

Identity of the defendant was verified by means of:

☐ Driver's License ☐ Birth Certificate ☐ Other identification _____

☐ Firearms and ammunition were relinquished: (specify) _____

☐ Deadly weapons were relinquished: (specify) _____

☐ Concealed Weapons Permits were relinquished (specify) _____

☐ Hunting Licenses were relinquished (specify) _____

Date _____

Law Enforcement Official and Agency Name

Current Street Address of Defendant _____

Current City/State/Zip of Defendant _____

Law Enforcement Agency Address

(603) 536-3241

Court Fax Number

Court Official _____

☐ Petition ☐ Temporary Order ☐ Final Order ☐ Other _____

☐ Notice of Interstate Enforcement and Compliance with VAWA for Use with Temporary Order

☐ Notice of Interstate Enforcement and Compliance with VAWA for Use with Final Order

04/21/08 MON 12:24 FAX 6034440681

LITTLETON DISTRICT COURT

001

**The State of New Hampshire
Littleton District Court**

134 Main Street
Littleton, N.H. 03061
444-7750

John Peter Cyr
Justice

Jennifer B. Sargent
Special Justice

Michele M. Boutin
Clerk of Court

Brenda L. Kaupp
Deputy Clerk

FACSIMILE COVER SHEET

DATE: April 22, 2008
TO: Ryanne at Plymouth District Court
FAX/ TELECOPIER NUMBER: 536-3241
FROM: Michele Boutin, Clerk
NUMBER OF PAGES INCLUDING COVER:

Good Afternoon --

MESSAGE:

To follow-up on Brenda's phone conversation with you of this morning, here is the Stalking Petition filed here that is a conflict for Judge Cyr. If you could have your Judge act on it and fax it back, it would be very much appreciated. Our fax # is: 444-0681. If you have any questions, please give us a call at: 444-7750, #2 for District Court.

*****JUDGE CYR HAS ASKED THAT WE HAVE THIS CASE HANDLED IN YOUR COURT FROM BEGINNING TO END. WE WILL FAX THAT ORDER.*****

Again, thanks very much.

IF YOU DO NOT RECEIVE ALL OF THE PAGES SENT, PLEASE CALL IMMEDIATELY AT: LITTLETON DISTRICT COURT 444-7750, ATTENTION MICHELE BOUTIN.

THIS COMMUNICATION IS CONFIDENTIAL. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION OR COPY OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS MESSAGE IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY PHONE. THANK YOU.

THE STATE OF NEW HAMPSHIRE JUDICIAL BRANCH

STALKING

TEMPORARY ORDER OF PROTECTION

Case Number: 08-CV-49
 PNO Number: _____
 Court: Plymouth District Court
 Court ORI: NH005111J
 County: Grafton
 Address: 26 Green Street
Plymouth, NH 03264

PLAINTIFF			PLAINTIFF IDENTIFIERS		
First	Middle	Last	Date of Birth	Sex	Race
<u>Tracy</u>		<u>Pierce Ash</u>	<u>8/23/69</u>	<input type="checkbox"/> M <input checked="" type="checkbox"/> F	<u>White</u>

V.

DEFENDANT			DEFENDANT IDENTIFIERS		
First	Middle	Last	DOB	SEX	HEIGHT
<u>Lisa</u>		<u>Towle</u>			
DEFENDANT'S ADDRESS:			RACE	WEIGHT	EYES
			<u>White</u>		
			State/Birth	HAIR	

RELATIONSHIP to PLAINTIFF		DISTINGUISHING FEATURES:	
<input type="checkbox"/> Married	<input type="checkbox"/> Household member	SKIN TONE	
<input type="checkbox"/> Divorced	<input checked="" type="checkbox"/> Other <u>Dating Ex-</u>	SCARS, MARKS,	
<input type="checkbox"/> Separated	<u>Husband</u>	TATTOOS:	
<input type="checkbox"/> Cohabit / cohabited		Location and description	
<input type="checkbox"/> Child in common		DRIVER'S LICENSE#:	
CAUTION		STATE	EXP DATE
<input type="checkbox"/> Weapon involved		VEHICLE INFO:	
<input type="checkbox"/> Weapon is ordered to be relinquished pursuant to New Hampshire state law RSA 173-B		YEAR	STYLE
		MAKE	COLOR
		MODEL	<u>Pewter</u>
		VIN #	<u>Chevy</u>

Warning: The attached order shall be enforced, even without registration, by the courts of any state, the District of Columbia, and any U.S. Territory, and may be enforced on Tribal Lands (18 U.S.C. section 2265). Crossing state, territorial, or tribal boundaries to violate this order may result in federal imprisonment (18 U.S.C. section 2262).

The court has found as evidenced by this order:

That it has jurisdiction over the parties and subject matter, and the defendant, upon service, will be given reasonable notice and opportunity to be heard.

- ☒ The above named defendant is restrained from committing further acts of abuse or threats of abuse.
☒ The defendant shall not follow the plaintiff or appear in proximity to the residence, place of employment or school of the plaintiff, or follow or appear at any other place where the plaintiff may be. The defendant is prohibited from coming within 100 ☐ feet ☒ yards of the plaintiff.

The court, having jurisdiction over the parties and subject matter under New Hampshire RSA 633:3-a (Stalking), and having considered the plaintiff's Stalking Petition dated 4/21/2008, hereby finds that the plaintiff has presented a credible allegation of stalking as defined in RSA 633:3-a and makes the following
TEMPORARY ORDERS OF PROTECTION.

Case Name: v Pierre Ash v. TauleCase Number: 03-CV-49

PNO: _____

STALKING TEMPORARY ORDER OF PROTECTION

1. ☒ The defendant shall not abuse the plaintiff.
2. ☒ The defendant shall not follow the plaintiff or appear in proximity to the residence, place of employment or school of the plaintiff, or follow or appear at any other place where the plaintiff may be. The defendant is prohibited from coming within 100 feet/yards of the plaintiff.
3. ☒ The defendant shall not have any contact with the plaintiff, whether in person or through third persons, including but not limited to contact by telephone, letters, fax, e-mail, the sending or delivery of gifts or any other method unless specifically authorized by the court.
4. ☒ The defendant shall not enter the premises and curtilage where the plaintiff resides, ~~except when the defendant is accompanied by a peace officer and, upon reasonable notice to the plaintiff, is allowed entry by the plaintiff for the sole purpose of retrieving toiletries, medication, clothing, business equipment, and any other items as determined by the court.~~
5. ☒ The defendant shall not contact the Plaintiff at or enter upon Plaintiff's place of employment, school,
6. ☒ The defendant shall not abuse plaintiff's relatives (including children) regardless of their place of residence, or members of the plaintiff's household.
7. ☒ The defendant shall not take, convert or damage any property in which the plaintiff has a legal or an equitable interest.
8. ☐ The plaintiff is awarded custody of the minor child(ren); the defendant may exercise the following visitation: _____ or
☐ Visitation is denied pending a hearing.
9. ☐ The defendant shall relinquish to a peace officer all firearms and ammunition in his/her control, ownership or possession, or in the possession of any person on behalf of the defendant, and the defendant is prohibited from purchasing or obtaining any firearms or ammunition during the pendency of this order.
10. ☐ The defendant shall also relinquish all deadly weapons as defined in RSA 625:11,V which may have been used, intended to be used, threatened to be used or could be used in an incident of abuse. These weapons may include the following: _____
11. ☐ Other protective orders: _____

ADDITIONAL ORDERS:

12. ☐ Use of Vehicle: _____
13. ☐ The defendant shall relinquish all concealed weapons permits and hunting licenses.
14. ☐ Other: _____

Date 4/21/2001

Signature of Judge

Thomas A. Rappa, Jr.

Telephone Number of Court _____

Print / Type Name of Judge _____

THESE ORDERS ARE EFFECTIVE IMMEDIATELY AND REMAIN IN EFFECT UNTIL FINAL ORDERS ARE MADE BY THE COURT. ANY WILLFUL VIOLATION OF THE PROTECTIVE PROVISIONS OF THESE ORDERS IS A CRIME AS WELL AS CONTEMPT OF COURT. VIOLATIONS SHALL RESULT IN ARREST AND MAY RESULT IN IMPRISONMENT AND ARE SUBJECT TO ENHANCED PENALTY PURSUANT TO RSA 633:3-a, VI(a). ALL FUTURE NOTICES AND ORDERS SHALL BE MAILED. BOTH PARTIES MUST KEEP THE COURT INFORMED OF THEIR CURRENT ADDRESS.

08-cv-49

The State of New Hampshire

STALKING 633:3-a - DEFENDANT INFORMATION SHEET

To be completed by the Plaintiff (Please Print)

Plaintiff's name Tracy Pierce AshDefendant's name Lisa Towle

Defendant's address _____

When is Defendant usually home? _____

Other than home and work, are there regular places Defendant spends time or may go if avoiding service? unknownDefendant's employer Littleton Family Court Telephone No. 444-7750Address Main St, Littleton, NH Hours at work ?

WEAPONS

Does the Defendant own any weapons? ☐ Yes ☐ No

How many and what type of weapons? _____

Where are the weapons usually located? _____

History of assault on police? ☐ Yes ☐ NoHistory of substance abuse? ☐ Yes ☐ NoHistory of violence? ☒ Yes ☐ NoCurrently in counseling? ☐ Yes ☐ NoTaking medication? ☐ Yes ☐ NoCurrently on probation/parole? ☐ Yes ☐ No

Name of probation/parole officer _____

Is Defendant expecting Temporary Restraining Order? ☐ Yes ☐ NoWill children be living with Plaintiff? ☐ Yes ☐ No

If no, where _____

If children are in school/day care during the day, where?

unknown answers to the above questions.

STALKING 633:3-a -- DEFENDANT INFORMATION SHEET

TO BE COMPLETED BY THE PLAINTIFF: (Please Print)

PLAINTIFF INFORMATION	Sex: <u>F</u>	Race: <u>White</u>	Date of Birth: <u>08/23/69</u>
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DEFENDANT INFORMATION

NAME: <u>Lisa Towle</u>		LICENSE PLATE:
DATE OF BIRTH:	SKIN TONE:	Number: <u>WATCH ME</u>
SEX: <u>F</u>	SCARS, MARKS, TATTOOS: (location and description)	State of issue: <u>NH</u>
RACE: <u>White</u>		Year of Expiration:
DATE OF BIRTH:		Type of plate:
HEIGHT:	SSN:	VEHICLE:
WEIGHT:		VIN:
HAIR COLOR:	DRIVERS LICENSE:	Year of vehicle: <u>?</u>
AIR COLOR:	Number:	Model: <u>Chevy</u>
	State:	Style: <u>Tahoe</u>
	Year of Expiration:	Color: <u>Pewter</u>

COURT ORIGIN: ME005101J

454 001

Issue: <input type="checkbox"/>	Modify: <input type="checkbox"/>	Cancel: <input type="checkbox"/>	Transfer: <input type="checkbox"/>
---------------------------------	----------------------------------	----------------------------------	------------------------------------

Caution indicator: <input type="checkbox"/> Yes <input type="checkbox"/> No	Caution indicator: <input type="checkbox"/> Yes <input type="checkbox"/> No
---	---

Date of Issue:	Date of Issue:
----------------	----------------

Expiration Date:	Expiration Date:
------------------	------------------

BRADY indicator: <input type="checkbox"/> Yes <input type="checkbox"/> No	BRADY indicator: <input type="checkbox"/> Yes <input type="checkbox"/> No
---	---

order 1 intact - check 1	If order 1 intact - check 1
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order 2 intact - check 1 & 4	If order 2 intact - check 5
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order 3 intact - check 5	If order 3 intact - check 3
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order 4 intact - check 4	If order 4 intact - check 4
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order 5 intact - check 4	If order 5 intact - check 4
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order 6 intact - check 1 & 2	If order 6 intact - check 1 & 2
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order 9 intact - check 7	If order 7 intact - check 1 & 2
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order 10 intact - check 7	If order 9 intact - check 7
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	If order 10 intact - check 7
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	If order 11 intact - check 1 & 4
--	----------------------------------

1 2 3 4 5 6 7	1 2 3 4 5 6 7
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CO <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	PCO <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>
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WEAPONS:	WEAPONS:
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DEFENDANT HAS CUSTODY:	DEFENDANT HAS CUSTODY:
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04/21/08 MON 12:20 FAX 003440001

LITTLETON DISTRICT COURT

 *** TX REPORT ***

TRANSMISSION OK

TX/RX NO	2021	
CONNECTION TEL		5363241
CONNECTION ID		
ST. TIME	04/21 12:24	
USAGE T	04'40	
PGS. SENT	8	
RESULT	OK	

APR 22 '08 12:16

The State of New Hampshire
 Littleton District Court
 134 Main Street
 Littleton, N.H. 03561
 444-7750

John Peter Cyr
 Justice

Jennifer B. Sargent
 Special Justice

Michele M. Boutin
 Clerk of Court

Brenda L. Knapp
 Deputy Clerk

FACSIMILE COVER SHEET

DATE: April 22, 2008
 TO: RYANNE at Plymouth District Court
 FAX/ TELECOPIER NUMBER: 536-3241
 FROM: Michele Boutin, Clerk
 NUMBER OF PAGES INCLUDING COVER:

MESSAGE:

Good Afternoon -

To follow-up on Brenda's phone conversation with you of this morning, here is the Stalking Petition filed here that is a conflict for Judge Cyr. If you could have your Judge act on it and fax it back, it would be very much appreciated. Our fax # is: 444-0681. If you have any questions, please give us a call at: 444-7750, #2 for District Court.

***JUDGE CYR HAS AS THAT WE HAVE THIS CASE HELD IN YOUR COURT
 FROM BEGINNING TO END. WE WILL PAY THAT ORDER ***

*Thanks RYANNE
 for all your help
 Michele Boutin*

Attachment B

Tracy Pierce Ash
81 Dells Road
Littleton, NH 03561

November 27, 2009

Sgt. Chris Tyler
Littleton Police Department
2 Kittridge Lane
Littleton, NH 03561

Re: In the Matter of Tracy Pierce Ash vs Lisa Towle
Case No. 2009-CV-00049

Dear Sgt. Tyler:

Pursuant to our telephone conversation of Thursday, November 12, 2009 @ 7:03 pm, enclosed please find a copy of the State of New Hampshire Judicial Branch Case Number: 469 2008-CV-49 Tracy Pierce Ash v. Lisa Towle Stalking Final Order of Protection dated April 28, 2008 by Judge David Kent. As reported to you in our conversation since the finding in that Order, Ms. Towle has been cautious with her actions against me.

On September 28, 2009 I called Littleton District Court, Brenda Knapp answered the phone and I asked to speak with Michele Walker. Brenda recognized my voice due to the numerous years that we worked with each other through previous employment of attorneys. Brenda stated that Michele was on leave and I could contact her at home. My call was for a professional purpose regarding the status of my divorce file Ash v. Ash, to my knowledge is still located in the Littleton Family Division. Due to Ms. Towles' employment there, I would like my file transferred to the Lancaster Family Division and wanted assistance with the procedure to do so. My call was approximately 10:00 AM. At 10:18 AM; 10:38 AM; and 10:39 AM - Ms. Towle called Aldis Wright's cell phone and left the following message at 10:39 AM. "If any of this gets around the school or around town, except for those who support me or Brendon, I'll know where it came from. It won't be a good thing". Aldis Wright has no idea that I called the Court, as it is not his or Lisa Towle's concern. Subsequently, the message left him confused. To date, I have not shared my legal, financial, custody or any business related matters with him.

Page Two
Tyler Letter
November 27, 2009

On October 22, 2009 at 5:17 PM Lisa Towle was attempting to enter traffic from the community parking lot. Traffic was bumper to bumper and moving accordingly. When nobody stopped to allow her to cross both lanes of traffic to turn left, she launched her vehicle directly in front of my car in an aggressive manner. Due to traffic conditions she had to sit diagonally in front of me waiting for someone to yield to her so she could proceed. During that time frame, that felt like an eternity her behavior and actions were unstable and concerned me to the point where I almost dialed 911, but was too embarrassed!!! I was not only fearful, but felt trapped because she has previously used her vehicle as a weapon. When Ms. Towle sees me it appears to serve as a trigger because 99% of the time acts in a manner that people would be concerned for their safety.

After considerable thought about the aforementioned incident, I called Littleton Police Department on the next morning on 10/23/09 and 10/28/09, and left messages for you. You returned my call on 11/8/09 at 4:50 PM and I was not available because of a commitment with my son. I called on 11/11/09 after speaking with personnel at LPD on 11/9/09 they advised me of your schedule. Alas, we spoke on November 12, 2009 at 7:03 PM.

Since our discussion Ms. Towle has reverted back to behavior of a disturbed teenager. I will continue to ignore and avoid her. However, should I be subjected to further unacceptable behavior/incidents I plan to seek an Equity Order via Superior Court and is one of the reasons for the formal report to you. Because she has trespassed and vandalized a vehicle on my property in the past, I have had security lights installed in 3 locations of my home.

Thank you for your assistance with this situation. If you have any questions and/or suggestions, after you read the enclosed material I welcome your advice.

Very truly yours,

Tracy Pierce Ash